

1 there. I will permit a response, Mr. Fitch. Let me just ask  
2 a question here first. Spousal attribution, you're not  
3 talking about spousal attribution of a diversification of  
4 media ownership sense?

5 MR. SHUBERT: No, sir.

6 JUDGE LUTON: No. You're talking about spousal  
7 attribution in some kind of sense which might suggest that  
8 Mrs. Willson is to be secretly or by operational law a part  
9 owner of this proposed station along with Mr. Willson?

10 MR. SHUBERT: All of the other property --

11 JUDGE LUTON: Is that right?

12 MR. SHUBERT: That's correct.

13 JUDGE LUTON: That's the answer to my question? And  
14 when you say by operational law, what law are you talking  
15 about? The funds that --

16 MR. SHUBERT: The threshold that is community  
17 property states. Beyond that --

18 JUDGE LUTON: Well, let's deal with that one first.

19 MR. SHUBERT: That -- well. You're asking --

20 JUDGE LUTON: Let's deal with that one first,  
21 community property state. That really doesn't apply, doesn't  
22 have any application, in Commission proceedings, does it?

23 MR. SHUBERT: Absolutely Great Radio sets out  
24 thresholds that must be met in order to -- for the purposes of  
25 spousal attribution. Otherwise, spousal attribution will

1 exist for the purposes of integration, and I submit to Your  
2 Honor that given all of the circumstances viewed as a whole --

3 JUDGE LUTON: But you're not saying anything about  
4 community property and that's what I asked you about.

5 MR. SHUBERT: Well, as I say, all of the elements  
6 viewed as a whole go into showing that the spouse has to have  
7 some attribution in this proceeding, not for diversification,  
8 but for ownership, that in fact he has done nothing here to  
9 segregate out his accounts. He has taken -- and Absolutely  
10 Great Radio, I think, says that -- something to the effect  
11 that there has to be documentation prepared to indicate that  
12 the spouse gives up the interest to the other party. If the  
13 spouse does not, then that spouse becomes attributed with an  
14 interest in the property.

15 JUDGE LUTON: Wow! By operation of what law?  
16 Commission law or --

17 MR. SHUBERT: By operation of the Commission's  
18 policies, yes, sir.

19 JUDGE LUTON: So this is kind of a community  
20 property arrangement that has been devised by the Commission  
21 independently of any state in which --

22 MR. SHUBERT: It's only for the Commission's  
23 purposes, correct, in assessing the value to be awarded to a  
24 applicant's integration proposal.

25 JUDGE LUTON: You've shown thus far, I believe, that

1 Mr. Willson in providing his certification, and that is what  
2 Mr. Willson provided, is it not, on that, a certification?

3 MR. SHUBERT: Yes. I'm not challenging his  
4 financial -- the efficacy of his financial --

5 JUDGE LUTON: We took a look at this and decided  
6 that he could certify. It doesn't necessarily follow that  
7 he's intending to rely on these funds. Has it been shown that  
8 he intends to rely on his own funds to finance the station  
9 operation?

10 MR. SHUBERT: Well, he was indicating he was relying  
11 on this --

12 JUDGE LUTON: In order to make certification?

13 MR. SHUBERT: Correct.

14 JUDGE LUTON: But that's as far as he went.

15 MR. SHUBERT: All right.

16 JUDGE LUTON: There are an awful lot of things that  
17 went in your statement. I can't remember them. I'm losing  
18 them now. Mr. Fitch, if you can remember what, what it is  
19 that you had, go ahead, please.

20 MR. FITCH: Yeah. You know, I too would like to  
21 just stick to one point at a time, so forgive me if I kind of  
22 jump from one to another, but a number of issues here. First,  
23 Absolutely Great Radio is somewhat a dated precedent at this  
24 point. In fact, there is a recent Review Board Commission  
25 decision which explicitly held that joint funds paid -- I

1 think in that case it was a wife's application -- had  
2 absolutely no bearing on either real party and interest or  
3 attribution of the wife's or husband's interest in the  
4 application. I'd be happy to provide that case. Secondly, on  
5 the face of this financial statement, Your Honor, even if you  
6 wanted to go down the road that Mr. Shubert is going down, you  
7 can half the current assets and there's still more than enough  
8 --

9 MR. SHUBERT: That's --

10 MR. FITCH: -- for Mr. Willson, for Mr. Willson to  
11 construct and operate this station. There -- as a matter of  
12 law and as matter of fact, even applying community property  
13 or, or half of the assets being his wife's, there's no basis  
14 to conclude that, that Mrs. Willson is in any way involved in  
15 this application.

16 MR. SHUBERT: I'm not saying she's involved  
17 necessarily, Your Honor. Excuse me for leaping in here. I  
18 should -- I'll keep my mouth shut.

19 JUDGE LUTON: Well, what is it that you are saying  
20 that this tends to show, the fact that Mr. Willson relied on a  
21 joint financial statement, his and his wife's in order to  
22 decide that he could certify?

23 MR. SHUBERT: Again, it doesn't go to the financial  
24 certification.

25 JUDGE LUTON: Oh, I know.

1 MR. SHUBERT: It has nothing to do with that.

2 JUDGE LUTON: Okay. Well then, then we've got a  
3 joint financial statement here. It shows what it shows and  
4 that it is the joint financial statement of Mr. and Mrs.  
5 Willson and it's --

6 MR. SHUBERT: Their assets that they will,  
7 therefore, be relying on.

8 JUDGE LUTON: Oh, that he's relying on.

9 MR. SHUBERT: Right.

10 JUDGE LUTON: That he relied on it in what way?

11 MR. SHUBERT: That it is their assets that make up  
12 the basis of -- his reliance, he has written a check on a  
13 joint account, not on a separate account. He is relying on  
14 joint assets. The pattern is that all of the other businesses  
15 that they've owned are co-owned businesses. These are all  
16 conclusions or things that I will try to draw, and that is the  
17 purpose of this document. I submit that it is relevant to the  
18 issue that we are trying here.

19 JUDGE LUTON: Well, how is it relevant?

20 MR. SHUBERT: Well, unless I missed something,  
21 integration is relevant and this relates to his integration --

22 JUDGE LUTON: I'm not asking you how integration is  
23 relevant. I'm asking you to tell me since you say this  
24 relates to his integration, tell me how this, meaning the  
25 financial statement, relates to Mr. Willson's integration

1 proposal.

2 MR. SHUBERT: That I will craft an argument that  
3 indicates that because of all of the factors that relate to --  
4 evidence, because of state law implications, because of actual  
5 reliance on co-mingled funds, that Mr. Willson is not entitled  
6 to 100 percent integration, that his integration should be at  
7 best 50 percent.

8 JUDGE LUTON: And to get to that conclusion what  
9 would you have to determine about his wife's involvement?

10 MR. SHUBERT: Only that he is relying on her assets.

11 MR. FITCH: Your Honor, that's bad law.

12 JUDGE LUTON: Geez.

13 MR. FITCH: It's bad law.

14 JUDGE LUTON: I think so.

15 MR. FITCH: It's not current law.

16 MS. ROSENAU: Has it ever been overruled?

17 MR. SHUBERT: Absolutely Great is still valid law.

18 It hasn't been overruled. I submit to the -- to you that.

19 You show me a case that --

20 MR. FITCH: I mentioned one. I'd be happy to dig it  
21 up.

22 MR. SHUBERT: It doesn't overrule Absolutely Great  
23 and I can distinguish the facts.

24 MR. FITCH: What -- well, I'm not going to get into  
25 the --

1 MR. SHUBERT: Sure. We don't want to argue that  
2 here.

3 JUDGE LUTON: Well, I think that would be a very  
4 tough argument to make, but I'm not going to preclude you from  
5 making that argument, Mr. Shubert. I'm going to accept this  
6 offering here with the understanding that it is -- and on  
7 condition that it has nothing to do with financial issues of  
8 which there is not one against Willson. It's not offered for  
9 that purpose. Instead it is offered upon some theory of  
10 spousal attribution which, if adopted, would somehow reduce  
11 the quantivating (phonetic sp.) integration credit to which  
12 Mr. Willson might otherwise be entitled to to 50 percent. All  
13 right?

14 MR. SHUBERT: That's correct. Or something -- let's  
15 put it this way, something less than 100 percent.

16 JUDGE LUTON: Something less than 100 percent, yeah.  
17 Well, all right. I'm going to receive it and permit -- the  
18 argument can be made. I got to tell you right now I just  
19 don't see that the Commission has any difficulty at all with  
20 married applicants relying on -- for purposes of mere  
21 financial certification, deciding that they can do it,  
22 whatever, one party to the marriage utilizing a statement of  
23 assets jointly owned. I just don't understand that the  
24 Commission has any kind of difficulty with that. As I say, I  
25 think that's a difficult argument to make, but you'll have

1 your chance to make it.

2 MR. SHUBERT: Thank you, Your Honor.

3 JUDGE LUTON: So I'm going to receive what will be  
4 Moonbeam's Exhibit 4.

5 MR. SHUBERT: Thank you, Your Honor.

6 (The document that was previously  
7 marked for identification as  
8 Moonbeam's Exhibit No. 4 was received  
9 into evidence.)

10 MR. FITCH: Your Honor, and again just for record  
11 purposes, I just want to make sure my objection is noted for  
12 the record.

13 JUDGE LUTON: All right.

14 BY MR. SHUBERT:

15 Q Mr. Willson, is this an accurate representation as  
16 of the date of this document of the assets of you and your  
17 wife?

18 A Yes.

19 Q And these are the assets upon which you were going  
20 to rely --

21 A Yes.

22 Q -- in connection with your application?

23 A Yes.

24 Q I don't remember if I framed the question properly,  
25 whether I said these were assets and liabilities. It's an



1 accurate representation of the liabilities, as well?

2 A Yes.

3 JUDGE LUTON: Mr. Shubert, the check, Moonbeam 3,  
4 the check and the -- this financial statement, they're both  
5 really offered by Moonbeam as some evidence on the same point?  
6 Is that right? That's what you're talking about?

7 MR. SHUBERT: That's correct, Your Honor.

8 JUDGE LUTON: Okay. I just wanted to be clear.  
9 Thank you.

10 BY MR. SHUBERT:

11 Q Mr. Willson, you've been in several FCC proceedings  
12 before, have you not?

13 A Yes, sir.

14 Q And you've been a licensee of an FCC licensed radio  
15 station?

16 A Yeah.

17 Q So you're completely aware and you understand the  
18 need for accuracy in the Commission's -- in representations  
19 made to the Commission?

20 A Correct.

21 Q Mr. Willson, how many employees do you intend to  
22 utilize with your radio station?

23 A Maybe seven or eight.

24 Q And are you aware of the positions that those  
25 employees are going to fill?

1 A Yes.

2 Q Are those full-time or part-time employees?

3 A Four full-time and three part-time.

4 Q And that includes yourself?

5 A Yes.

6 Q Did there not come a time during the depositions  
7 that we had in June of 1993 where you indicated to me, not  
8 including the General Manager, four full-time positions?

9 A Yes.

10 Q Are you still going to have those four full-time  
11 positions at the radio station?

12 A No. That was corrected to say the four included me.  
13 That was my error.

14 Q You corrected the number. You didn't correct the  
15 position. If you would like I'll take you back to the  
16 deposition where we can review that.

17 A Okay.

18 MR. SHUBERT: Do you have a copy of the witness'  
19 deposition?

20 MR. FITCH: What page, counsel?

21 MR. SHUBERT: Page 110, I believe it is. Oh, I'm  
22 sorry. Page -- it's either 99 or 100. It's page 101.

23 MR. FITCH: Your Honor, I don't have a copy so if  
24 you don't mind if I can --

25 MR. SHUBERT: I have a copy.

1 MR. FITCH: Oh, okay. I see what you're saying.

2 BY MR. SHUBERT:

3 Q Now, on page 101 you indicated the titles of the  
4 people who would be your full-time employees. I think you  
5 indicated that they would be Production Manager, Program  
6 Director/Combo Salesman and a Sales Manager/Salesman.  
7 Correct?

8 A Um-hum.

9 Q Then there's yourself, correct, as General Manager?

10 A Yes.

11 Q Now you're saying that you're not having one of  
12 those positions, is that what you're saying, because you're  
13 having only four full-time employees?

14 A Yes.

15 Q Which position are you going to eliminate?

16 A The -- probably the Program Director/Combination  
17 Salesman.

18 Q So you're going to have no Program Director?

19 A The Production Manager would assume the Program  
20 Director role also.

21 Q But wasn't there a time in your mind where you  
22 believed that the duties and responsibilities would require  
23 two people?

24 A Yes.

25 Q And it's not going to require two people anymore?

1 A No.

2 Q What has changed?

3 A Well, the Program Director and Production Manager  
4 can be the same person.

5 Q And handle all of the duties that previously two  
6 people, you thought in your mind, would handle?

7 A This is a very small radio station.

8 Q That doesn't answer the question. We're talking  
9 about duties and responsibilities.

10 A Ask the question one more time.

11 Q That the duties and responsibilities that two people  
12 were -- handled could now be handled by one?

13 A Correct.

14 Q And what is the reason for that -- your change in  
15 thought?

16 A Because a Program Director and Production Manager  
17 fit together under one role.

18 Q The duties haven't been reduced, have they?

19 A No.

20 Q Now, directing your attention to your integration  
21 statement or the integration portion of your direct exhibit,  
22 page 1, Willson Exhibit No. 1, first paragraph, do you have  
23 that in front of you, sir?

24 A Oh, the direct case here?

25 Q Direct case.

1 A Yes.

2 Q Item 2, Integration, third sentence.

3 A Yes.

4 Q Now, it says there that you're going to -- that,  
5 "among the operations to be managed by you are programming,  
6 administration, personnel, sales, budgeting and engineering."  
7 Correct?

8 A Yes.

9 Q Are you going to have people for all of those areas?

10 A Not necessarily. I generally supervise all of those  
11 areas. That's what I'm saying.

12 Q Well, who will you be supervising?

13 A I just outlined it. I said I would be supervising a  
14 Program Director/Combination Production Manager. I'd have a  
15 Sales Manager/Announcer and I'd have a Office  
16 Manager/Bookkeeper. Those would be the --

17 Q So we now have an Office Manager/Bookkeeper?

18 A Yes.

19 Q Is this a full-time person?

20 A Yes.

21 Q This is in addition to the Program Manager/Program  
22 Director, a Salesman and yourself, and you're going to have an  
23 Office Manager now? Is that correct?

24 JUDGE LUTON: Just one moment.

25 MR. SHUBERT: I'll withdraw the question.

1 BY MR. SHUBERT:

2 Q Are you going to have an Engineer?

3 A Contract Engineer, yes.

4 Q Part-time?

5 A Yes.

6 Q Are any of the other people in the station going to  
7 have responsibility for hiring and firing?

8 A No.

9 Q You will do that exclusively for all departments?

10 A Yes.

11 Q Do you have a copy of your integration statement  
12 there that was prepared by Mr. Fitch or signed by Mr. Fitch?

13 A No.

14 Q Do you have the erratum to that?

15 MR. FITCH: No, he does not.

16 WITNESS: Yes.

17 BY MR. SHUBERT:

18 Q Now, there were two erratums filed to that, weren't  
19 there, one on April 8th and one on April 15th?

20 A We just have the April 7th before us.

21 Q Oh, April 7th and April 15th. You don't have the  
22 other one?

23 A It's further errata?

24 Q Now, did you see that integration statement when it  
25 was first filed?

1 MR. FITCH: Which integration statement?

2 MR. SHUBERT: The one dated on April 5, 1993.

3 WITNESS: Yes. I review everything before it's  
4 submitted.

5 BY MR. SHUBERT:

6 Q You saw it before it was filed?

7 A Yep.

8 Q You didn't notice the errors?

9 A Errors that --

10 Q Errors that were later corrected, errors that  
11 related to your interests, personal?

12 A No, I didn't notice it.

13 Q But you knew they weren't correct, didn't you?

14 A You'll have to roll this by me one more time.

15 Q You knew that there was information in there that  
16 wasn't correct, didn't you?

17 MR. FITCH: At what, at what point in time, Your  
18 Honor?

19 MR. SHUBERT: Well, immediately after April 5 he  
20 knew it wasn't correct because on April 8th an amendment was  
21 filed.

22 WITNESS: Correct.

23 BY MR. SHUBERT:

24 Q And then there was another amendment filed ten days  
25 later -- seven days later.

1           A     Right, with little typographic errors, yes.

2           Q     But it wasn't correct? Yes or no? This is not a  
3 hard question. Yes or no?

4           A     There were changes and there were corrections, yes.  
5 Everything I see and reviewed before it was submitted, if  
6 that's what you're asking me.

7           Q     Are you planning an automated radio operation?

8           A     No, sir.

9           Q     You're going to have a full-time operation?

10          A     Yes.

11          Q     You're going to run it 24 hours a day?

12          A     Probably.

13          Q     Are you going to be doing selling?

14          A     I will be out on the street from time to time, yes.

15          Q     Did you sell at your last radio station?

16          A     Not really. I believe as a General Manager you  
17 should be in the field and you should know your clients and I  
18 tried to assist salespeople and Sales Manager on the methods  
19 that are proper. I have a long background of sales management  
20 and sales, so my direction, my input, and I think they should  
21 see in the field the people that buy my -- buy time from me,  
22 see me in person from time to time. That's not done  
23 regularly, but I am out in the field once in awhile.

24          Q     Is it safe to say that this radio station for  
25 Calistoga you're going to operate it pretty much as you did



1 the one in Hanford?

2 A Yes.

3 Q And how will they differ?

4 A Entirely different operation, entirely different  
5 day. Things have changed a lot since 1981.

6 Q But --

7 A Sales, computers, a lot of different things have  
8 changed.

9 Q So you've got a different philosophy on the way the  
10 station is going to be run?

11 A I'll look at it at the time that I put it on the  
12 air.

13 Q You haven't formulated a philosophy at this point?

14 A Philosophy? What do you mean philosophy?

15 Q Of this radio station.

16 A I don't know what that means.

17 Q Well, you've got to have plans for the radio  
18 station, don't you?

19 A To construct it and operate it, yes. I'm not going  
20 to divulge my programming plans or what I'm going to do with  
21 the station at this time, no.

22 Q Do you know?

23 A No.

24 Q Who's going to be doing the announcing at the  
25 station? Are you going to do announcing?

1 A No.

2 MR. SHUBERT: If I could a minute, Your Honor, just  
3 to finish up here?

4 JUDGE LUTON: Yes.

5 MR. SHUBERT: I have no further questions at this  
6 point, Your Honor.

7 JUDGE LUTON: Redirect.

8 MR. FITCH: Yes, Your Honor. All right. Your  
9 Honor, I've got a couple of questions to follow up on this  
10 whole Absolutely Great theory.

11 REDIRECT EXAMINATION

12 BY MR. FITCH:

13 Q Mr. Willson, did your wife have any -- has your wife  
14 had any involvement in your application?

15 A No.

16 Q Has she, has she assisted you in any way in  
17 obtaining a site for your application?

18 A No.

19 Q Has she assisted you in any way in preparing cost  
20 estimates?

21 A No.

22 Q Has she had --

23 A Other than to -- excuse me -- other than to update  
24 what is in our various accounts.

25 Q All right. Has she to the best of your knowledge

1 ever had any contact with your engineer or your counsel?

2 A No.

3 Q Do you seek advice from her concerning this  
4 application?

5 MR. SHUBERT: Objection, leading question.

6 BY MR. FITCH:

7 Q Have you ever sought advice from her concerning this  
8 application?

9 A No.

10 Q Did, did your wife have any ownership interest,  
11 stock interest, in the Hanford station?

12 A No. All the stock was in my name.

13 Q Fine. And is it safe to say -- well, leading  
14 question. Where -- what is the largest source of money in  
15 your financial statement, money or assets in your financial  
16 statement?

17 A Money market funds and stock.

18 Q I know, but where did that -- where did it come  
19 from?

20 A Where did it come from?

21 Q Yeah. Where -- how did it -- where did it come  
22 from?

23 A The money that's in these accounts?

24 Q Yes. Where did the bulk of that money come from?

25 A I don't know what that means.

1 Q Did you sell your radio station in Hanford?

2 A Yes, I did.

3 Q Did you make a profit on the sale of that station?

4 A Yes, I did.

5 Q Was it a significant amount of money?

6 A A significant amount of money, yes.

7 Q And is that money now reflected in your financial  
8 statement?

9 A Yes, a great deal of it is. Money from that plus  
10 the profit from my businesses.

11 Q Has -- does your wife have any intention at all of  
12 being involved in the radio station in Calistoga?

13 A No.

14 MR. SHUBERT: Objection on the grounds that --

15 MR. FITCH: It's already been answered, Your Honor.

16 MR. SHUBERT: Then I move that the answer be  
17 stricken, Your Honor. He just testified as to his wife's  
18 intentions.

19 MR. FITCH: I'll rephrase it.

20 JUDGE LUTON: Please so.

21 BY MR. FITCH:

22 Q Has your wife ever indicated to you any interest or  
23 desire to work at the Calistoga station?

24 A No.

25 Q Has she indicated to you any interest in having any

1 ownership in the Calistoga station?

2 A No.

3 Q Do you intend that she have an ownership interest in  
4 the Calistoga station?

5 A No.

6 MR. FITCH: Your Honor, there are some questions on  
7 civic activities, as you are well aware.

8 BY MR. FITCH:

9 Q Mr. Willson, you were asked a number of questions  
10 about civic activities in other areas outside of Calistoga.  
11 Have you participated in civic activities which you have not  
12 --

13 A I certainly have.

14 Q -- referred to?

15 A I certainly have.

16 Q Can you -- would you please let the Court know what  
17 those activities might be?

18 A Well, I was a participant and main operator in the  
19 Junior Chamber of Commerce in Flint, Michigan and participated  
20 in the Ms. Flint contest, coordinated it with Nancy Kolvack  
21 (phonetic sp.), the -- went on to the Miss America contest.  
22 The Junior Chamber of Commerce is a civic organization. I  
23 have a long record with them when I worked at K -- WKMF in  
24 Flint. I also had, you know, civic ties a long time ago with  
25 the Lion's Club, the Moose Lodge, the Elk's Club over the

1 years.

2 Q Mr. Willson, will there be any kind of automation  
3 equipment at your station?

4 A I don't have any present plans for automation. It  
5 could happen.

6 Q And what would that depend on?

7 A It would depend on the marketplace when the  
8 station's ready for operation.

9 MR. FITCH: That's all I have, Your Honor.

10 JUDGE LUTON: Recross?

11 RECROSS-EXAMINATION

12 BY MR. SHUBERT:

13 Q Mr. Willson, when did you live in Michigan?

14 A Up until 1958.

15 Q So your involvement in the Chamber of Commerce in  
16 Flint was --

17 A Prior to 1958.

18 Q How about the Lion's Club you mentioned? Was that  
19 in Michigan?

20 A I can't recall. I think I was in the Lion's Club or  
21 the Elk's Club when I worked in Sacramento at either one of  
22 the radio stations or at Channel 10, probably the radio  
23 station.

24 Q You're sure that you were a member when you worked  
25 at those radio stations?

1           A     Again, I can't recall exactly. I just know that I  
2 was a member.

3           Q     Could it have been while you were working in  
4 Michigan? You worked for several radio stations.

5           A     Yes. I know I was -- I just can't recall. It was a  
6 long time ago.

7           Q     Would be it be fair to say that the civic  
8 involvement that you just recounted in response to your  
9 counsel's questions was more than 25 years ago?

10          A     Yes, if you -- yes.

11          Q     Your wife has paid the lawyer's bills, has she not,  
12 in connection with your application?

13          A     She signs the checks.

14          Q     She writes the checks?

15          A     Um-hum.

16          Q     And how does she find out how much the checks are to  
17 write?

18          A     The bills are put on her desk.

19          Q     And they're put on her desk by whom?

20          A     Me. All bills come to me.

21          Q     And she pays all of the funds?

22          A     Yes.

23          Q     She does all the disbursements?

24          A     Yes.

25          Q     Does she do the disbursements for the other

1 businesses?

2 A No.

3 Q She doesn't handle the payables?

4 A No.

5 Q She just handles the payables of the --

6 A Personal household, yes.

7 Q Your personal household?

8 A Yes, under my direction.

9 Q She reviewed the financial statement that has been

10 marked and identified as Moonbeam Exhibit No. 4?

11 A She certainly did.

12 Q Do you know if she was aware of what the purpose of

13 that financial statement was?

14 MR. FITCH: Your Honor, this isn't proper recross.

15 It has nothing to do with me redirect.

16 JUDGE LUTON: That seems to be going beyond the --

17 MR. SHUBERT: He was talking about what the wife did

18 and whether or not she had been involved in the application,

19 Your Honor, and I'm talking about her --

20 JUDGE LUTON: All right.

21 MR. SHUBERT: -- if she knew what was involved in

22 the application.

23 JUDGE LUTON: I'll permit it. Overruled.

24 WITNESS: The question again?

25 BY MR. SHUBERT:



1 Q The question was is did she know what the purpose of  
2 the financial statement was?

3 A Certainly.

4 Q So she knew why she was participating in that, that  
5 activity?

6 A Yes.

7 Q Do you maintain any joint accounts -- or any  
8 separate checking accounts from your wife?

9 A I have to think about that for a moment. You mean  
10 checking accounts that she doesn't sign on?

11 Q Right.

12 A I can't think of any.

13 Q So the answer would be no?

14 A Checking accounts, right.

15 Q The answer is -- just to make sure we've got a clear  
16 record here, the answer is no, there are no separate accounts?

17 A Checking accounts.

18 Q Checking accounts.

19 A Yes.

20 MR. SHUBERT: I have no further questions.

21 JUDGE LUTON: Thank you, Mr. Willson. You may step  
22 down.

23 (Whereupon, the witness was excused.)

24 JUDGE LUTON: We're going to recess now. We'll have  
25 to reconvene this hearing at some later time unless matters